

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

TIMOTHY NELSON,)
)
)
Plaintiff,)
)
)
v.) No. 4:06-CV-674-JCH
)
)
DORN SHUFFMAN, et al.,)
)
)
Defendants.)

ORDER AND MEMORANDUM

This matter is before the Court upon the application of Timothy Nelson or leave to commence this action without payment of the required filing fee. See 28 U.S.C. § 1915(a). Upon consideration of the financial information provided with the application, the Court finds that plaintiff is financially unable to pay any portion of the filing fee. Therefore, plaintiff will be granted leave to proceed in forma pauperis pursuant to 28 U.S.C. § 1915(a).

Therefore,

IT IS HEREBY ORDERED that plaintiff's motion for leave to proceed in forma pauperis [Doc. #5] is **GRANTED**.

IT IS FURTHER ORDERED that plaintiff's original motion for leave to proceed in forma pauperis [Doc. #1] is **DENIED** as moot.

IT IS FURTHER ORDERED that the Clerk shall issue process or cause process to be issued upon the complaint.

Dated this 17th day of July, 2006

/s/ Jean C. Hamilton
UNITED STATES DISTRICT JUDGE